



**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA**

**FILED**

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In the Matter of the Application of Southern )  
California Edison Company for Approval of Pre-1998 )  
Demand Side Management Earnings and In Support )  
of 2004 Energy Efficiency Program Performance )  
Achievements )

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Application 05-05-005  
(Filed May 2, 2005)

**SOUTHERN CALIFORNIA EDISON COMPANY'S MOTION TO DISMISS ITS  
APPLICATION FOR APPROVAL OF PRE-1998 DEMAND-SIDE MANAGEMENT  
EARNINGS AND IN SUPPORT OF 2004 ENERGY EFFICIENCY PROGRAM  
PERFORMANCE ACHIEVEMENTS**

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July 14, 2006

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA**

In the Matter of the Application of Southern	)	
California Edison Company for Approval of Pre-1998	)	
Demand Side Management Earnings and In Support	)	Application 05-05-005
of 2004 Energy Efficiency Program Performance	)	(Filed May 2, 2005)
Achievements	)	

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**SOUTHERN CALIFORNIA EDISON COMPANY’S MOTION TO DISMISS ITS  
APPLICATION FOR APPROVAL OF PRE-1998 DEMAND-SIDE  
MANAGEMENT EARNINGS AND IN SUPPORT OF 2004 ENERGY  
EFFICIENCY PROGRAM PERFORMANCE ACHIEVEMENTS**

Pursuant to Rule 45 of the California Public Utility Commission’s (“Commission”) Rules of Practice and Procedure, Southern California Edison Company (“SCE”) respectfully submits this Motion to Dismiss its Application for Approval of Pre-1998 Demand Side Management Earnings and In Support of 2004 Energy Efficiency Program Performance Achievements, filed May 2, 2005 (the “2005 AEAP Application”). The 2005 AEAP Application should be dismissed because SCE settled all the claims and issues associated with the 2005 AEAP Application as part of the SCE’s Settlement Agreement with the Division of Ratepayer Advocates (“DRA”) (then the Office of Ratepayer Advocates), filed on June 10, 2005, in the consolidated AEAP proceeding (A.00-05-002 *et al.*)

In the Settlement Agreement, SCE and DRA settled “all outstanding issues concerning SCE shareholder incentives and performance achievements resulting from the demand-side management (DSM), energy efficiency (EE), and low income energy efficiency (LIEE) programs for program years 1994 through 2004,” which included the outstanding issues and claims in SCE’s 2005 AEAP Application.<sup>1 2</sup> The Commission adopted the Settlement Agreement in its entirety in D.05-10-041, issued October 27,

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<sup>1</sup> See the Settlement Agreement at p. 1-2.

<sup>2</sup> SCE’s 2005 AEAP Application was never consolidated into the consolidated AEAP proceeding (A.00-05-002 *et al.*) On or about the time SCE filed the Settlement Agreement in the consolidated AEAP proceeding, SCE requested, through an email to the Assigned Administrative Law Judge, that the 2005 AEAP Application be consolidated into A.00-05-002 *et al.* This request was declined.

2005, in A.00-05-002 *et al.*<sup>3</sup> Thus, there are no outstanding claims or issues associated with SCE's 2005 AEAP Application.

Accordingly, SCE requests that the Assigned Administrative Law Judge dismiss the 2005 AEAP Application, and close this proceeding.

Respectfully submitted,

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By: /s/ \_\_\_\_\_  
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<sup>3</sup> See D.05-10-041 at Ordering Paragraph 3.

## **CERTIFICATE OF SERVICE**

I hereby certify that, pursuant to the Commission's Rules of Practice and Procedure, I have this day served a true copy of **SOUTHERN CALIFORNIA EDISON COMPANY'S MOTION TO DISMISS ITS APPLICATION FOR APPROVAL OF PRE-1998 DEMAND-SIDE MANAGEMENT EARNINGS AND IN SUPPORT OF 2004 ENERGY EFFICIENCY PROGRAM PERFORMANCE ACHIEVEMENTS CLAIMS** on all parties identified on the attached service list(s). Service was effected by one or more means indicated below:

Transmitting the copies via e-mail to all parties who have provided an e-mail address. First class mail will be used if electronic service cannot be effectuated.

Executed this 14<sup>th</sup> **day of July, 2006**, at Rosemead, California.

/s/ \_\_\_\_\_  
Meraj Rizvi

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**A.00-05-002**

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